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**TO** MS Petition  
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**NOTES:**

U.S. Serial No.: 10/613,698, Filed July 3, 2003  
 Inventor(s): Patel *et al.*  
 Title: DELIVERY SYSTEM FOR TOPICAL MEDICATIONS  
 Attorney Docket.: 03-40102-US  
 Art Unit: 1615

**Enclosures**

Petition to Make Special with Exhibit A (Declaration of Eugene H. Gans, Ph.D.) including Deposit Account Authorization and Certificate of Facsimile Transmission 4/19/05 - (3 pages).

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Patel et al

Serial No.: 10/613,698

Filed: July 3, 2003

Attorney Docket No.: 03-40102-US

DELIVERY SYSTEM FOR TOPICAL  
MEDICATIONS

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

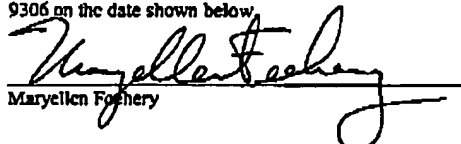
PETITION TO MAKE SPECIAL

Applicant respectfully requests that the Commissioner grant special status to the above-identified application ("Application") under 37 C.F.R. 1.102(c) and M.P.E.P. § 708.02 (IV). This application should be made special because one of the applicants, Eugene H. Gans, is over 65 years of age (see Declaration of Eugene H. Gans, Ph.D. attached as Exhibit A).

Applicant hereby petitions the Commissioner to grant special status to the above-identified patent application based upon Applicant's age. Should Commissioner have any questions regarding this Petition, Applicant requests the courtesy of a telephone conference.

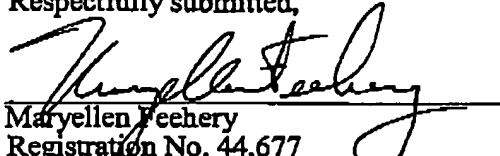
Applicant does not believe any fee is required for this Petition, however, in the event any fee is required, please charge Deposit Account No. 18-0586.

I hereby certify that this paper and the papers referred to herein as being transmitted, submitted, or enclosed herewith in connection with U.S. Serial No. 10/613,698 is/are being facsimile transmitted to the United States Patent and Trademark Office fax number (703) 872-9306 on the date shown below.

  
Maryellen Feehery

April 19, 2005  
Date of Facsimile Transmission

Respectfully submitted,

  
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